

JC04 Rec'd PCT/PTO 25 OCT 2005
10/541965

Attorney Docket: 71866
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : FUJII
Serial No : 10/541,965
Confirm. No. :
Filed : July 11, 2005
For : BRITTLE MATERIAL...
Art Unit :
Examiner :
Dated : October 25, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
ATTENTION: Mail Stop PCT

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER
35 USC 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

Sir:

In response to the Notification of Missing Requirements Under 35 USC 371 in the United States Designated/Elected Office (DO/EO/US), mailed on October 3, 2005 please find enclosed the executed inventor(s) Declaration with a Request to Charge Deposit Account.

We trust that this matter is in order, but if there is any further action required please advise us immediately.

10/28/2005 ATRAN1 00000101 10541965

01 FC:2617

65.00 OP

Respectfully submitted
for Applicant(s)

By:


John James McGlew
Registration No. 31,903

JJM:tf

71866.6

Enc.: Executed Declaration
Copy of Notification of Missing Requirements
Request to Charge Deposit Account

DATED: October 25, 2005
SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-0827
(914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND TRADEMARK
OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT
ACCOUNT 13-0410.

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED
WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL IN AN
ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450,
ALEXANDRIA, VA 22313-1450, NO. EV436437329US

McGLEW AND TUTTLE, P.C., SCARBOROUGH STATION, SCARBOROUGH, NY
10510

BY: Lori Anna Foulke DATE: October 25, 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/541,965	Masahiro Fujii	71866

23872
 MCGLEW & TUTTLE, PC
 P.O. BOX 9227
 SCARBOROUGH STATION
 SCARBOROUGH, NY 10510-9227

INTERNATIONAL APPLICATION NO.

PCT/JP04/00084

I.A. FILING DATE	PRIORITY DATE
01/08/2004	01/10/2003

CONFIRMATION NO. 8926

371 FORMALITIES LETTER



OC000000017159123

Date Mailed: 10/03/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 07/11/2005
- English Translation of the IA filed on 07/11/2005
- Copy of the International Search Report filed on 07/11/2005
- Preliminary Amendments filed on 07/11/2005
- Information Disclosure Statements filed on 07/11/2005
- Small Entity Statement filed on 07/11/2005
- Request for Immediate Examination filed on 07/11/2005
- U.S. Basic National Fees filed on 07/11/2005
- Priority Documents filed on 07/11/2005

STATUTORY PERIOD
71866 - Resp. Russ. Parts
EXPIRES *Dec. 3, 2005*

DUE DATE: *Dec. 3, 2005* **OCT 2005**
REVIEW DATE: _____ **Received**
ENTERED BY: *McGlew & Tuttle, P.C.*

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/541,965	PCT/JP04/00084	71866

FORM PCT/DO/EO/905 (371 Formalities Notice)